

**194A.7061 Assisted living community with dementia care licensure criteria --
Exception -- Inspections.**

- (1) An applicant for licensure as an assisted living community with dementia care shall have the ability to provide services in a manner that is consistent with the requirements in this section. The cabinet shall consider the following criteria for licensure, including but not limited to:
 - (a) The education and experience of the applicant or its principals in managing residents with dementia or other dementia illnesses and disorders; and
 - (b) The compliance history of the applicant in the operation of any care facility licensed, certified, or registered under federal or state law.
- (2) If the applicant or its principals do not have experience in managing residents with dementia, the applicant shall employ or contract with a consultant pursuant to terms determined by the applicant and consultant for at least the first six (6) months of operation. The consultant shall make recommendations on providing dementia care services consistent with the requirements of this chapter. The consultant shall:
 - (a) Possess two (2) years of work experience related to dementia, health care, gerontology, or an associated field; and
 - (b) Have completed at least the core training required by KRS 194A.7205.
- (3) The applicant shall document an acceptable plan to address the consultant's identified concerns and shall either implement the recommendations or document in the plan any consultant recommendations that the applicant chooses not to implement. The cabinet shall review the applicant's plan upon request.
- (4) Subsections (1), (2), and (3) of this section apply only to the initial licensure of assisted living communities with dementia care and do not apply to existing dementia units in operation as of July 14, 2022.
- (5) The cabinet shall conduct an on-site inspection prior to the issuance of an assisted living community with dementia care license. An on-site inspection of an existing secured dementia care unit licensed as part of a certified assisted living community or a licensed personal care home that is conducted prior to the initial issuance of an assisted living community with dementia care license shall be for the purpose of ensuring compliance with the physical environment requirements.
- (6) The license shall be inscribed as an "Assisted Living Community with Dementia Care."

Effective: July 14, 2022

History: Created 2022 Ky. Acts ch. 20, sec. 14, effective July 14, 2022.